IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 14329 of 2005

Between:

1 Talla Veeraswamy Goud, S/o.K.Mallaiah Goud,
R/o.Chintapallyguda Village, Ibrahimpatnam (M), RR.district.
2 Smt.Artham Bharathamma, W/o.A.Ramulu,
R/o.Chinthulla Village, Yacharam Mandal, RR.district.
3 K.Chinna Babu, S/o.Ramulu,
R/o.Kaguvada village,Pathapatnam, Srikakulam.
4 Smt.G.Srilatha, W/o.Sri G.Pulla Reddy,
R/o.H.No.9-9-23/3, Reddy Colony, Champapet, Hyderabad.
5 Khaja Ghousuddin, S/o.Khaja Moinuddin,
R/o.H.No.1-2-597/11, Domalguda, Hyderabad.

..... PETITIONERS

AND

1 The State of A.P, Rep by its Spl.Chief Secretary, to the Revenue Dept,
Secretariat, Hyderabad.
2 The District Collector, RR.district, Kahairtabad, Hyderabad.
3 The District Registrar of Stamps & Registration, RR.district.
4 The Sub-Registrar, Champapet, Ranga Reddy district.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus, declaring the Refusal Orders passed by the 4th Respondent Vide Nos.104/2004 dated Nil,995/2003 dt.22-12-2003,631/2002 dt.25-2-2003,109/2003

dt.25-3-2003 and 43/2001 dt.20-8-2001 as illegal, arbitrary, discriminatory and Violative of Article 14 of the Constitution of India and the provisions of the Registration Act and the Rules made there under, and set-aside the same and consequently direct the 4th respondent herein to release the documents of the petitioners herein forthwith after due registration without reference to G.O.Ms.No.751 dt.12-12-2001, and pass such other order or orders.

Counsel for the Petitioners: MR.M.K.RATNAM

Counsel for the Respondent Nos. 1 to 4: GP FOR REVENUE

The Court, at the stage of admission, made the following:

Oral order:-

As agreed by the learned counsel for the petitioners and the learned Government Pleader for Revenue, the present writ petition is covered by the judgment of the learned single Judge of this Court dated 01-03-2005 in W.P.No. 2414 of 2005.

The writ petition is accordingly allowed. The 4th respondent is directed to process the documents presented by the petitioners to him for registration and release the sale deeds of the petitioners after due registration and collecting the normal charges and fees for the said purpose without declining to do so on the basis of the Government orders in G.O.Ms.No. 751 Revenue (Regn.,I) Department dated 12-12-2001. The 4th respondent, however, shall be at liberty not to register the documents or release the said documents in favour of the petitioners, if there be any other objections to such conduct except objections based on G.O.Ms.No. 751 dated 12-12-2001. No costs.

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GODA RAGHURAM, J

Dt. 07-07-2005

Pvks/*

To

1 The Special Chief Secretary to the Revenue Department, State of A.P, Secretariat, Hyderabad.
2 The District Collector, RR.district, Kahairtabad, Hyderabad.
3 The District Registrar of Stamps & Registration, RR.district.
4 The Sub-Registrar, Champapet, Ranga Reddy district.

5. 2 CCs., to the learned Government Pleader for Revenue, A.P. High Court Buildings, Hyderabad (OUT).

6. 2 CD copies

Nb:- Enclosed along with copy of order dated 01-03-2005 made in W.P.No.2414 of 2005 to RRs. 1 to 5.

*Form-NIC-OGS/WP{**TRR**}*